IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.3536 OF 2005

Sabero Organics Gujarat Ltd. .. Petitioner

Vs.

Trans Erectors P.Ltd. ..Respondent

Mr.A.G.Damle for the petitioner

Mr.Hitesh Jain i/b Mr.Udwadia & Udeshi for the respondent

CORAM : S.U.KAMDAR, J
DATED : 19TH DECEMBER, 2005

P.C.:

. By consent of the parties, the following order is passed:

. The impugned order dt.11.4.04 is quashed and set aside. Matter is remanded back to the Trial Court for hearing afresh after framing preliminary issue and by permitting the parties if they so desire to lead oral evidence in respect of the contention that Pune Court has no Jurisdiction. If such an issue is framed, trial court is directed to determine the said issue on or before 30.6.06. Petition is disposed of accordingly. No order as to costs.